IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.
ORIGINAL JURISDICTION

On this 9th day of April 2004
Criminal Bail application No. 319 of 2004

Order on the bail application of accused.

Criminal Side

Ajay Kumar S/o Sri Rameshar Prasad
R/o village Patal
Patwari Circle Maudansyun-2 (North)
Tehsil Lansdown
Disrtict Pauri Garhwal -- Applicant.

Vs.

State of Uttaranchal --- Respondent.

Arising out of crime No. 02/2004
U/S 376, 365, 506 I.P.C.
Police Circle Maudansyun-2
Tehsil Lansdown,
District Pauri Garhwal

By the court

Hon'ble Irshad Hussain, J.

Heard Sri Pankaj Purohit learned counsel for the applicant and learned A.G.A.

According to the prosecution version it is a case of rape. The girl was found to be about 18 years old as per medical examination. Her statement under section 164 of the Code of Criminal Procedure had not been recorded. The medical evidence is negative. Considering the totality of the circumstances of the case the bail application is allowed.

The applicant-accused Ajay Kumar shall be released on bail in crime no. 02/2004, U/S 376, 365, 506 I.P.C., Police Circle maudansyun-2, Tehsil Lansdown, District Pauri Garhwal on his executing a personal bond and two sureties each in the like amount to the satisfaction of the Magistrate concerned.

(Irshad Hussain, J.)

Dt: 09-4-2004.
ISB